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6 Attorneys for Defendant
THE GOLDMAN SACHS GROUP, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

HILLSIDE DRILLING, INC., a California Corporation, on its own behalf, and a pass through claims with THOMPSON PACIFIC CONSTRUCTION, INC.; THOMPSON PACIFIC CONSTRUCTION, INC., a California Corporation,

¹⁶ Plaintiffs,

17 || v.

18 THE GOLDMAN SACHS GROUP, INC. (a
19 Delaware Corporation); GOLDMAN SACHS
20 URBAN INVESTMENT GROUP (a
Delaware Corporation); JAMESTOWN
21 EQUITY PARTNERS LLC, (a Delaware
Limited Liability Company); CITIGROUP
22 INC. (A Delaware Corporation) a.k.a. and/or
d.b.a. CITIBANK CORP or CITIBANK;
23 CITIBANK CORP. (a business of an
unknown type); NOTEWARE
DEVELOPMENT, LLC (a Nevada Limited
Liability Company); JAMES NOTEWARE,

Defendants.

Case No. C 09-01896 SI

**STIPULATION FOR
CONTINUANCE OF NOTICED
HEARING DATE**

Current Hearing Date: July 10, 2009
Requested Hearing Date: July 31, 2009
Time: 9:00 a.m.
Courtroom: 10
Judge: Honorable Susan Illston

1 Plaintiffs Hillside Drilling, Inc., and Thompson Pacific Construction, Inc., and defendants
2 The Goldman Sachs Group, Inc. (“GS Group”), and Citicorp USA, Inc. (erroneously sued as
3 Citigroup, Inc.), through their respective counsel of records, hereby stipulate to the following:

4 1. Due to prior commitments, GS Group’s counsel is unable to attend the motion to
5 dismiss hearing continued from June 19, 2009 to July 10, 2009 by order of the Court. See Notice
6 (Docket No. 31).

7 2. Plaintiffs and defendants GS Group and Citicorp USA, Inc., respectfully request
8 the hearing be continued to July 31, 2009 at 9:00 a.m.

9 3. Plaintiffs and defendants GS Group and Citicorp USA, Inc., have not requested
10 any previous continuances of this hearing date.

11 Dated: June 22, 2009 Respectfully submitted,
12 Jones Day

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14 By: /s/ Deanna L. Johnston
15 Deanna L. Johnston

16 Attorneys for Defendant
17 THE GOLDMAN SACHS GROUP, INC.
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19 Dated: June 22, 2008 Respectfully submitted,
20 Keesal, Young & Logan

21
22 By: /s/ Ben Suter
23 Ben Suter

24 Attorneys for Plaintiffs
25 CITICORP USA, INC. (erroneously sued as
26 CITIGROUP, INC.)
27
28

1 Dated: June 22, 2008

Respectfully submitted,

2 Law Offices of Gary W. Gorski

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4 By: /s/ Gary W. Gorski
5 Gary W. Gorski

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7 Attorney for Plaintiffs
HILLSIDE DRILLING, INC., and
THOMPSON PACIFIC CONSTRUCTION,
INC.

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1 **ATTESTATION PURSUANT TO GENERAL ORDER 45**

2 I, Deanna L. Johnston, attest that I obtained the concurrence of Ben Suter and Gary W.
3 Gorski in filing this document. I declare under penalty of perjury under the laws of the United
4 States that the forgoing is true and correct. Executed this 22nd day of June, 2009, in San
5 Francisco, California.

6

7 Dated: June 22, 2009

JONES DAY,

9 By: /s/ Deanna L. Johnston
10 Deanna L. Johnston

11 Attorneys for Defendants
12 THE GOLDMAN SACHS GROUP, INC.

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